IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE FIFTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 3139 of 1997

Between:

Bonam Nagabhushanam S/o. Surayya
Secretary to P.A.C.S. Kotabommali

Kotabommali Post & Mandal, Srikakulam District.

..... PETITIONER

AND

1 The District Co-operative Officer, Srikakulam,
Srikakulam District.
2 The Divisional Co-operative Officer,
Srikakulam, Srikakulam District.
3 The Co-operative Sub-Registrar, Enquiry Officer,
Kotabommali P.A.C.S. Srikakulam District.
4 The President, P.A.C.S., Kotabommali,
Kotabommali Mandal, Srikakulam Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more particularly in the nature of writ of mandamus declaring the order of the respondent in proceedings Rc.No.4919/96-C, dated 01-11-1996 for ordering an Enquiry against the petitioner is illegal, arbitrary, unjust and violating article 14 of the constitution of India and consequently direct the respondents to pay the salaries regularly to the petitioner from October 1996 onwards.

Counsel for the Petitioner: MR.S.SIVA PRASAD

Counsel for the Respondents: GP FOR COOPERATION

The Court made the following ORDER:

This writ petition is filed by the petitioner aggrieved by the proceedings of the first respondent in R.C.No.4919/96-C, dated 01.11.1996, under which the first respondent ordered enquiry under Section 51 of the A.P. Cooperative Societies Act, 7 of 1964 (for short 'the Act') with reference to the irregularities alleged against the petitioner.

2. Though the petitioner filed the writ petition in the year 1997 and sought for suspension of the impugned proceedings, this Court refused to suspend or stay the said proceedings.

3. In the counter-affidavit filed on behalf of respondents 1 and 2, it is stated that enquiry has already been completed under Section 51 of the Act, and basing on the enquiry report, further action will be initiated.

4. As enquiry has already been completed in pursuance of the impugned proceedings of the first respondent, the present writ petition has become infructuous and the same is accordingly dismissed. No costs.

_____

S.Ananda Reddy, J

Date:15.09.2004

va

To

1 The District Co-operative Officer, Srikakulam,
Srikakulam District.
2 The Divisional Co-operative Officer,
Srikakulam, Srikakulam District.
3 The Co-operative Sub-Registrar, Enquiry Officer,
Kotabommali P.A.C.S. Srikakulam District.
4 The President, P.A.C.S., Kotabommali,
Kotabommali Mandal, Srikakulam Dist.

5 Two CCs to G.P for Cooperation, High Court of A.P.

Buildings, Hyderabad(OUT)

6 Two CD Copies